Attorney Docket No.: 538-2con

Patent

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Bush

Serial No.: 10/057,809

Filed: December 24, 2001

For: CORDLESS DIGITAL AUDIO HEADPHONE

JUL 3 0 2002 & ORIGINALLY FILED ORIGINALLY FILED

# RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION FILING DATE GRANTED

Hon. Commissioner of Patents and Trademarks Washington, D.C. 20231

SIR:

Enclosed with this response please find a petition for Three Months extension of time and a check in the amount of \$895.00 (for the filing fee and petition) along with the signed declaration. Please be advised that the applicant qualifies as a small entity. A copy of PTO-1533, Notice to File Missing Parts of Application is also enclosed.

Any additional fees required in connection with this application may be charged to Deposit Account No. 19-2825.

Respectfully submitted, SOFER & HAROUN, LLP

By:

Joseph Sofer

Reg. No.34,438

317 Madison Avenue, Suite 910 New York, New York 10017

(212) 697-2800

Dated: July 22, 2002 ·



Docket No. 538-2con

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s)

Bush

Serial No.

10/057,809

Filed

December 24, 2001

For

CORDLESS DIGITAL AUDIO HEADPHONE

CERTIFICATE OF MAILING (37 C.F.R. 1.8a)

HON. COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

Sir:

I hereby certify that the attached Response to Notice to File Missing Parts, Notice to File Missing Parts, Check for \$895.00, Petition for Three Months Extension of Time, Declaration, and Return Postcard along with any paper(s) referred to as being attached or enclosed) and this Certificate of Mailing are being deposited with the United States Postal Service on the date shown below with sufficient postage as first-class mail in an envelope addressed to the: Commissioner of Patents and Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513.

Respectfully submitted,

SOFER & HAROUN, L.L.P.

Feter Aronova

Date:

Mailing Address: SOFER & HAROUN, LLP 317 Madison Avenue, Suite 910 New York, New York 1017 Tel:(212)697-2800;fax (212)697-3004









## United States Patent and Trademark Office

COMMISSIONER FOR PATENTS UNITED STATES PATENT AND TRADEMARK OFFICE WASHINGTON, D.C. 20231

www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/057,809

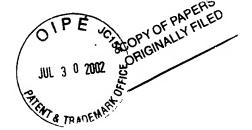
12/24/2001

Thomas Bush

538-2con

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342 Madison Avenue New York, NY 10173



**CONFIRMATION NO. 5466** FORMALITIES LETTER

\*OC000000007498938\*

Date Mailed: 02/20/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

#### Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 870.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

08/01/2002 BABRAHA1 00000031 10057809

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